

AMENDED IN ASSEMBLY AUGUST 27, 2002

AMENDED IN ASSEMBLY AUGUST 23, 2002

AMENDED IN SENATE MAY 2, 2002

SENATE BILL

No. 1954

Introduced by Senator Figueroa

(Coauthors: Senators Johannessen and Polanco)

(Coauthors: Assembly Members Aanestad, Correa, and Thomson)

February 22, 2002

An act to amend Section 473.15 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1954, as amended, Figueroa. State Board of Chiropractic Examiners.

Existing law requires the State Board of Chiropractic Examiners to prepare an analysis and submit a report outlining the board's mission, goals, objectives, complaint data, fund condition, licensing process, and legislative efforts to the Joint Legislative Sunset Review Committee on or before September 1, 2001.

This bill would extend the time the board would have to prepare this analysis and submit this report to the committee to September 1, 2005, and would make a related change.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 473.15 of the Business and Professions Code is amended to read:

473.15. (a) The Joint Legislative Sunset Review Committee established pursuant to Section 473 shall review the following boards established by initiative measures, as provided in this section:

(1) The State Board of Chiropractic Examiners established by an initiative measure approved by electors November 7, 1922.

(2) The Osteopathic Medical Board of California established by an initiative measure approved June 2, 1913, and acts amendatory thereto approved by electors November 7, 1922.

(b) The Osteopathic Medical Board of California shall prepare an analysis and submit a report as described in subdivisions (a) to (e), inclusive, of Section 473.2, to the Joint Legislative Sunset Review Committee on or before September 1, 2003.

(c) The State Board of Chiropractic Examiners shall prepare an analysis and submit a report as described in subdivisions (a) to (e), inclusive, of Section 473.2, to the Joint Legislative Sunset Review Committee on or before September 1, 2005.

(d) The Joint Legislative Sunset Review Committee shall, during the interim recess of 2003 for the Osteopathic Medical Board of California, and during the interim recess of 2005 for the State Board of Chiropractic Examiners, hold public hearings to receive testimony from the Director of Consumer Affairs, the board involved, the public, and the regulated industry. In that hearing, each board shall be prepared to demonstrate a compelling public need for the continued existence of the board or regulatory program, and that its licensing function is the least restrictive regulation consistent with the public health, safety, and welfare.

(e) The Joint Legislative Sunset Review Committee shall evaluate and make determinations pursuant to Section 473.4 and shall report its findings and recommendations to the department as provided in Section 473.5.

(f) In the exercise of its inherent power to make investigations and ascertain facts to formulate public policy and determine the necessity and expediency of contemplated legislation for the protection of the public health, safety, and welfare, it is the intent of the Legislature that the State Board of Chiropractic Examiners

1 and the Osteopathic Medical Board of California be reviewed
2 pursuant to this section.

3 (g) It is not the intent of the Legislature in requiring a review
4 under this section to amend the initiative measures that established
5 the State Board of Chiropractic Examiners or the Osteopathic
6 Medical Board of California.

7 ~~SEC. 2. It is the intent of the Legislature to ensure that all~~
8 ~~statutory provisions that regulate health-related practitioners and~~
9 ~~licensing boards and commissions shall also apply to~~
10 ~~chiropractors.~~

